

**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☒ Declaration
Submitted With Initial
Filing OR
☐ Declaration
Submitted after Initial
Filing (surcharge
(37 CFR 1.16 (e))
required)

| | |
|------------------------|---------------------------|
| Attorney Docket Number | 314259 |
| First Named Inventor | C. Michael ELLIOTT et al. |
| COMPLETE IF KNOWN | |
| Application Number | Not yet known |
| Filing Date | Herewith |
| Art Unit | Not yet known |
| Examiner Name | Not yet known |

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

LOW WORK FUNCTION METAL COMPLEXES AND USES THEREOF

the specification of which (Title of the Invention)

☒ is attached hereto

OR

☐ was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended specifically referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

We hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed | Certified Copy Attached? | |
|--|---------|-------------------------------------|--------------------------|--------------------------|-------------------------------------|
| | | | | YES | NO |
| PCT/US2003/025150 | PCT | 08/12/2003 | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

We hereby claim the benefit under 35 U.S.C. 120/365 of any United States or PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. APPLICATION NUMBER | DATE OF FILING (day, month, year) | STATUS (patented, pending, abandoned) |
|-------------------------|--------------------------------------|--|
| | | |

We hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

| U.S. PROVISIONAL APPLICATION NUMBER | DATE OF FILING (day, month, year) | STATUS (patented, pending, abandoned) |
|--|--------------------------------------|--|
| 60/403,113 | 12 August 2002 | Abandoned |

DECLARATION — Utility or Design Patent Application

| | | | |
|--|---------------------|---|--------------------------|
| Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number <u>35657</u> OR <input type="checkbox"/> Correspondence address below | | | |
| Name <u>Don D. Cha, Registration No. 40,945</u> | | | |
| Address | | | |
| City | | State | ZIP |
| Country | | Telephone | Fax |
| We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. | | | |
| NAME OF SOLE OR FIRST INVENTOR: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) <u>C. Michael</u> | | Family Name or Surname <u>ELLIOTT</u> | |
| Inventor's Signature <u>C. Michael Elliott</u> | | Date <u>01/27/05</u> | |
| Residence: City <u>Fort Collins</u> | State <u>CO.</u> | Country <u>US</u> | Citizenship <u>US</u> |
| Mailing Address <u>525 Whedbee Street</u> | | | |
| City <u>Fort Collins</u> | State <u>CO</u> | Zip <u>80523</u> | Country <u>US</u> |
| NAME OF SECOND INVENTOR: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) <u>Corey J.</u> | | Family Name or Surname <u>BLOOM</u> | |
| Inventor's Signature <u>Corey J. Bloom</u> | | Date <u>1/28/05</u> | |
| Residence: City <u>Bend</u> | State <u>OR.</u> | Country <u>US</u> | Citizenship <u>US</u> |
| Mailing Address <u>20785 North Star Way</u> | | | |
| City <u>Bend</u> | State <u>OR</u> | Zip <u>97701</u> | Country <u>US</u> |
| <input checked="" type="checkbox"/> Additional inventors or a legal representative are being named on the <u>1</u> supplemental sheet(s) PTO/SB/02A or 02LR attached hereto. | | | |

BEST AVAILABLE COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

C. Michael ELLIOTT et al.

Application No.: Not yet known

Filed: Herewith

For: LOW WORK FUNCTION METAL COMPLEXES
AND USES THEREOF

Examiner: Not yet known

Art Unit: Not yet known

Confirmation No.: Not yet known

**COMBINED POWER OF ATTORNEY BY ASSIGNEES
AND SUBMISSION UNDER 37 C.F.R. §§ 3.71 AND 3.73(b)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

As an officer of Colorado State University Research Foundation ("Assignee"), I hereby certify that the assignee is the owner by assignment of the entire right, title, and interest in and to the patent application identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application identified above,
☒ 1. a copy of which is attached; or
☐ 2. which is recorded in the U.S. Patent and Trademark Office at
Reel _____, Frame _____, a copy of which is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____

The document was recorded in the U.S. Patent and Trademark Office at Reel _____, Frame _____, a copy of which is attached.

2. From: _____ To: _____

The document was recorded in the U.S. Patent and Trademark Office at Reel _____, Frame _____, a copy of which is attached.

Pursuant to 37 C.F.R. § 3.71, the assignee hereby states that prosecution of the captioned application is to be conducted to the exclusion of the inventors.

The undersigned (whose title is supplied below) is authorized and empowered to sign this statement on behalf of the assignee.

As assignee of record of the entire right, title, and interest of the above-identified patent application per the Statement Under 37 C.F.R. §§ 3.71 and 3.73(b), I hereby appoint the registered patent attorney(s) and/or agent(s) of **FAEGRE & BENSON LLP**, associated with Customer No. 35657, to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith.

Send all correspondence relating to this matter to:

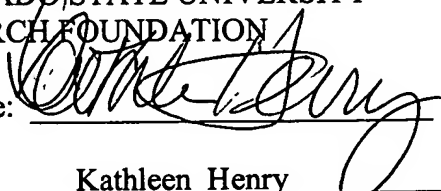
Don D. Cha, Esq.
FAEGRE & BENSON LLP
U.S.P.T.O Customer No. 35657

Direct all telephone calls to **Don D. Cha** at (303) 607-3614.

The undersigned hereby declares that all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: 2/2/2005

COLORADO STATE UNIVERSITY
RESEARCH FOUNDATION

Signature: 

Name: Kathleen Henry

Title: President and Chief Executive Officer